

**AN AMENDMENT**

# 1

**IN THE COUNCIL OF THE DISTRICT OF COLUMBIA**

DATE: December 6, 2022

Amendment offered by Councilmember Kenyan R. McDuffie  
to Bill: B24-228, Fair Meals Delivery Act of 2022



Version:	Introduced	_____
	Committee Print	_____
	First Reading	<u>  X  </u>
	Amended First Reading	_____
	Engrossed	_____
	Enrolled	_____
	Unidentified	_____

**Section**   4   **Page**   3   **Line(s)**  80 

The lead-in language is amended by striking the phrase “shall disclose to the customer, in plain language” and inserting the phrase “shall disclose to the customer, regardless of where the restaurant is located, in plain language” in its place.

**Section**   5   **Page**   4  

**Line**   91  

Strike the phrase “order that totals more than 15% of the purchase price of the online order.” and insert the phrase “order that totals more than 15% of the purchase price of the online order or totals more than 5% of the purchase price per online order where the platform does not deliver the order.” in its place.

**Line**   95  

Strike the phrase “at least 15%” and insert the phrase “no more than 15%” in its place.

**Section** 7 **Pages** 7 and 8

**Lines** 111 and 112

Strike the phrase “§ 28-3904, and punishable with a fine of not less than \$250 or more than \$1,000 for each violation.” and insert the phrase “§ 28-3904.” in its place.

**Line** 113

Strike the Phrase “in lieu of a civil fine imposed pursuant” and insert the phrase “in lieu of an enforcement account brought pursuant” in its place.

### **Fiscal impact statement**

#### **Rationale:**

This proposed amendment would make three clarifying changes to the bill. The amendments to section 4 clarify that the law applies regardless of where a restaurant is located. The amendments to section 5 make clear that the fee cap included in the legislation may not exceed 15%. Finally, the amendments to section 7 amend the rules and enforcement provision of the bill to state that a violation of the Act is a violation of the Consumer Protection and Procedures Act, which has the effect of retaining existing consumer protection penalties for meal delivery apps.